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8 Attorney For Plaintiffs DAREN HEATHERLY;
9 and IRMA RAMIREZ,

10 UNITED STATES DISTRICT COURT

11 DISTRICT OF CALIFORNIA

12 DAREN HEATHERLY; and IRMA }
13 RAMIREZ, }
14 Plaintiffs, }

CASE NO. CV-13-3649-EMC

15 PATPONG THAI CUISINE, INC., a }
16 California Corporation dba PATPONG }
17 THAI CUISINE; ANTONIO }
18 CASTELLUCI; and MARCO A. }
19 CASTELLUCI, }

STIPULATION OF DISMISSAL AND
~~[PROPOSED]~~ ORDER THEREON

Defendants.

The parties, by and through their respective counsel, stipulate to dismissal of this action in its entirety with prejudice pursuant to Fed.R.Civ.P.41(a)(2). Outside of the terms of the Settlement Agreement and General Release ("Agreement") herein, each party is to bear its own costs and attorneys' fees. The parties further consent to and request that the Court retain jurisdiction over enforcement of the Agreement. *See Kokonen v. Guardian Life Ins. Co.*, 511 U.S. 375 (1994) (empowering the district courts to retain jurisdiction over enforcement of settlement agreements).

1 Therefore, IT IS HEREBY STIPULATED by and between parties to this action through
2 their designated counsel that the above-captioned action become and hereby is dismissed with
3 prejudice pursuant to Federal Rules of Civil Procedure 41(a)(2).

4 This stipulation may be executed in counterparts, all of which together shall constitute
5 one original document.

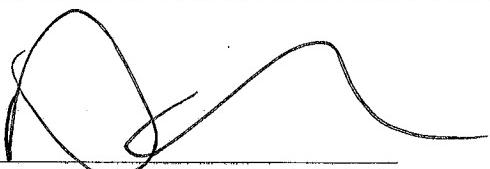
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9 Dated: July 17, , 2014

THOMAS E. FRANKOVICH
A PROFESSIONAL LAW CORPORATION

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12 By: /s/ Thomas E. Frankovich
Thomas E. Frankovich
13 Attorney for Plaintiff DAREN HEATHERLY; and
14 Plaintiff IRMA RAMIREZ

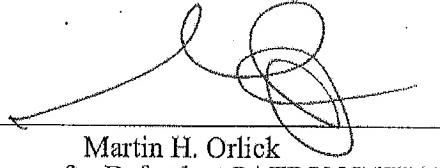
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16 Dated: 8/18, 2014

LAW OFFICES OF JOSEPH A. SACRAMENTO,

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20 By: 
David J. Foran, Esq.
21 Attorney for Defendants ANTONIO
22 CASTELLUCI; and MARCO A. CASTELLUCI
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1 Dated: July 18 2014

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JEFFER MANGELS BUTLER & MITCHELL
LLP,

By: 

Martin H. Orlick
Attorney for Defendant PATPONG THAI
CUISINE, INC., a California Corporation dba
PATPONG THAI CUISINE

ORDER

IT IS HEREBY ORDERED that this matter is dismissed with prejudice pursuant to Fed.R.Civ.P.41(a)(2). IT IS FURTHER ORDERED that the Court shall retain jurisdiction for the purpose of enforcing the parties' Settlement Agreement and General Release should such enforcement be necessary

Dated: 9/2, 2014

